# UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

In re:

BALLY TOTAL FITNESS OF GREATER NEW YORK, INC., et al.

Debtors.

Chapter: 11

Case No.: 08-14818 (BRL)

Jointly Administered

Adv. Pro. No. 09-01023 (BRL)

#### **APPEARANCES:**

#### ROSENBERG CALICA & BIRNEY LLP

100 Garden City Plaza Garden City, NY 11530 Telephone: (516) 747-7400 By: Edward M. Ross

Judah Serfaty

Attorneys for Great American Insurance Company

## SURDYK & BAKER

225 West Washington Street

Chicago, Ill 60606

Telephone: (312) 924-2818
By: Leonard S. Surdyk
Robert B. Baker
Janet A. Kachoyeanos

Of Counsel, Great American Insurance Company

## CURTIS, MALLET-PREVOST,

**COLT & MOSLE LLP** 

101 Park Avenue

New York, NY 10178

Telephone: (212) 696-6000 Facsimile: (212) 697-1559 By: Steven J. Reisman

Theresa A. Foudy Myles F. Bartley Maryann Gallagher

Conflicts Counsel for the Debtors

and Debtors in Possession

Before: Hon. Burton R. Lifland

United States Bankruptcy Judge

# **ERRATA ORDER**

ORDERED that the Memorandum Decision and Order Dismissing Adversary Complaint dated March 27, 2009, be changed as follows:

Page 8, line 4, replace "advanced" with "paid to Bally";

Page 8, line 5, add "the Complaint fails to state a claim upon which relief can be granted," after "Accordingly,".

Dated: March 30, 2009

New York, New York

/s/ Burton R. Lifland Honorable Burton R. Lifland United States Bankruptcy Judge